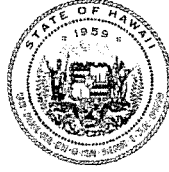


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STATE OF HAWAII
CAMPAIGN SPENDING COMMISSION

235 SOUTH BERETANIA STREET, ROOM 300
HONOLULU, HAWAII 96813

February 1, 2019

TO: The Honorable Karl Rhoads, Chair
Senate Committee on Judiciary

The Honorable Glenn Wakai, Vice Chair
Senate Committee on Judiciary

Members of the Senate Committee on Judiciary

FROM: Kristin Izumi-Nitao, Executive Director *T.B.*
Campaign Spending Commission *For*

SUBJECT: **Testimony on S.B. No. 643, Relating to Campaign Contributions**

Tuesday, February 5, 2019
9:00 a.m., Conference Room 016

Thank you for the opportunity to testify on this bill. The Campaign Spending Commission ("Commission") supports this bill. This bill amends Hawaii Revised Statutes ("HRS") §§11-357 and 11-362 to require that any over-limit contributions made to a candidate by resident and nonresident contributors shall be returned within thirty days of their receipt and if not so returned, the excess contributions shall escheat to the Hawaii election campaign fund. However, Commission staff made a mistake when drafting this proposal. As the bill is currently written, Section 1's proposed amendment to HRS §11-357 is redundant with HRS §11-364 and thus is not needed. Sections 1 and 2 of the bill should be deleted entirely and replaced with a new Section 1 as provided in Attachment A.

Commission staff apologizes for the inconvenience this error has caused this Committee.

ATTACHMENT A

SECTION 1. Section 11-364, Hawaii Revised Statutes, is amended to read as follows:

“~~[§]~~ §11-364~~[§]~~ **Excess contribution; return; escheat.** (a) Any candidate, candidate committee, or noncandidate committee that receives in the aggregate more than the applicable contribution limit in section 11-357, 11-358, 11-359, ~~[or]~~ 11-360, or 11-362 shall return any excess contribution to the contributor within thirty days of receipt of the excess contribution. Any excess contribution not returned to the contributor within thirty days shall escheat to the Hawaii election campaign fund.

(b) A candidate, candidate committee, or noncandidate committee that complies with this section prior to the initiation of administrative action shall not be subject to any fine under section 11-340.”

SB-643

Submitted on: 2/3/2019 9:55:04 PM

Testimony for JDC on 2/5/2019 9:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Morgan Bonnet	Individual	Support	No

Comments:

I am in very strong support of this bill. One must be registered in Hawaii to vote in Hawaii elections. Campaign contributions influence voters, therefore should also be subject to residency requirements.